

prisoners out at Diamond Head on Sunday, January 6th. They all had arms.

At 12 o'clock the Court adjourned until 1:30 p. m.

AFTERNOON SESSION.

The afternoon session opened promptly at 1:30 o'clock, with Sam Keanu on the witness stand. He said that he saw Kaula, Kamali, Mathews, Kahopu, Waiki and Kahanui at Kaula, with arms and ammunition.

The case of George Markham was the next on the list and occupied the greater part of the afternoon. Markham defended himself most of the time, with the help of Ka-ne, his counsel.

Marshal Hitchcock was the first witness called to testify.

Marshal Hitchcock:—Know George Markham; he has been in the employ of special secret police; was assigned to the residence of W. O. Smith on the Monday night before the Kakaako affair; did not see him again after that; had given him orders to report every day, either in person or by letter; had no communication from him after sending him to the residence of W. O. Smith; first saw him again on the Monday following the affair at Bertelmann's; locked him up on Monday afternoon; was forced to put another man in his place on the night of the Kakaako affair.

Cross-examined by Markham:—You have been in the employ of the police department as a special secret policeman for most of the time since 1893; do not know whether you were a witness during the conspiracy case of Walker, St. Clair and Crick; you were laid off from time to time because the expenses of the Government were too heavy; presume you gave me badge of special police which you hold before me now; it is of the same kind I have had locked up in my safe; we have had several conversations together but I cannot state positively where each one took place; to my recollection you have always been paid for your services; when President Dole went to Hawaii I think I told you your services were not needed until he returned; think we have had several talks on the royalists; do not remember whether it was in November or December; I remember that you told me something about "trouble brewing;" you were sent to W. O. Smith's residence on New Year's eve; remember saying I would back you up when you told me you wanted to defend yourself against Tom Walker, who had threatened your life; remember of receiving some kind of message from you through the postoffice; do not remember of your telephoning to me from Waikiki that you wanted a pass in order to get into the city; do not remember President Dole entering the room at the police station when you, W. O. Smith and I were there; employed you when there was money enough to pay you; it is probably true that I "went for" you and told you, as well as all my other men, to do something and not to be talking all the time; should have been glad had you given any evidence worth anything; have not examined you since your arrest; you came in from Waikiki and I had you locked up; was not able to send for you and to get your report of what you saw at Waikiki; placed a great deal of confidence in you; sent you to residence of President Dole because of that fact.

On re-direct examination Marshal Hitchcock stated that he had given Markham the order to stand guard at W. O. Smith's residence from 6 p. m. to 6 a. m., until further notice.

C. W. Gray:—Live across the street from the residence of W. O. Smith; know Markham; saw him at Smith's house on New Year's eve about 8 o'clock; saw him at intervals throughout the night; had conversation with him about things in general; spoke about possibility of an uprising among the royalists; prisoner had no gun with him; told me the Marshal was a little flustered that night and nothing much could be said to him; gave him heavy coat to wear in place of the linen one on account of the cold; had something to drink; did not see Markham at Smith's after Monday night.

Cross-examined by Markham:—Went to bed at 5 o'clock on the morning of January 1st; you told me you were detailed there for the night; you were there when I went to my house; remember you told me you were a trustworthy friend of Marshal Hitchcock.

W. O. Smith:—I asked Marshal for watchman; think I came home late in night; remember one lantern in front and one behind; no one there next night; Marshal expressed surprise that Markham was not there; another man was sent at my request on the night of Kakaako scrape; was at police station all that night.

Cross-examined by Markham:—Been some rumors of uprising; do not remember the hour came home; thought it strange that you should have lantern out.

Kaukalili:—Live at Waikiki; was at home on 6th of January; know Markham; saw him Sunday on narrow road mauka of Campbell's residence; was going out towards Bertelmann's between 7 and 8 a. m.; saw Campbell's coachman and heard him call to Markham who said he was going out to his brother's (Henry

Bertelmann); have not seen him since then; wore long brown coat. Cross-examined by Markham:—You were on a white horse; am sure I saw you between the hours of 7 and 8 a. m. Paul:—Am the wife of Kaukalili; know Markham by sight; saw him between the hours of 7 and 8 a. m. Sunday morning; was going out towards Kaula; saw him again between the hours of 5 and 6 p. m. outside Bertelmann's house; Wilcox was with him; the two were talking but could not hear what they said; did not see him after that; I was going along the beach to a place beyond Beckley's.

Cross-examined by Ka-ne:—Wilcox and Markham were standing when I saw them together; Markham is related by marriage to Bertelmann; did not see Wilcox go there.

Carl Luckenille:—Was taken prisoner out at Waikiki at about 2:30 Sunday afternoon; was marched with others to Rosa's house and put under guard; was allowed to go outside and sit on beach; several other prisoners were there; know Markham by sight; first saw him at 4 o'clock sitting on beach alongside prisoners behind us; did not see him as he came there; he talked to rebel natives; he walked around some and sat down; some prisoners were in back and some in front; Rose, Peterson and a couple of strangers were in room with Markham; there were guards over them; don't know whether Markham was there through night or not; when report came of Carter's shooting, Bartow came out and spoke to Markham about it; Markham was talking to some of these natives; just general conversation; saw him next morning at 7 o'clock in the yard; Markham was out there when we went out; we were sent to Waialae at 10 o'clock that morning; Greig told him to guide us over to Waialae; wasn't close to us prisoners; when we started to go to Waialae he did not go with us; he was talking to Greig; did not see him handle any of the guns.

Cross-examined by Ka-ne:—Markham told us he was a prisoner; a gun was not given him; was under guard part of the time; took it for granted he was a prisoner; was outside at time of accidental shooting inside the house; don't know whether he was a police officer, soldier, or anything else.

J. Macdonald:—Was at Kaula on Sunday, January 6th; was taken prisoner by four armed men; know Markham; was walking into camp with some natives when I first saw him; he came up and sat down voluntarily; did not seem to be under guard; said he was a prisoner; was caught at Bertelmann's house while visiting his sister; had no coat on; seemed to be a prisoner on parole; he walked about and talked with rebels; Markham was somewhere in front room during evening; after 10 o'clock we came out of our room; saw Markham; at 11 o'clock he was sitting in front of Luckenille and me in an armchair; Bartow came in and spoke to Markham in native; made out that some one had been shot; asked Markham what they were talking about; received the answer that President Dole, while going over the Fall toward Koolau, had been captured by the rebels; Markham sat down and after a little, Wilcox entered the room; when he went out he was followed by Markham; as the latter reached the door a gun and cartridge belt were handed him by a boy; do not remember boy; saw Markham next morning about 7 o'clock; came walking from direction of Diamond Head; in evening prisoner wore brown overcoat; am positive he had no such coat on in afternoon; in the morning returned without the coat; foot-wear seemed pretty well covered with coral; shoes seemed scratched and white; we were sent to Waialae about 9 o'clock Monday morning; Greig and Marshall came running in before our departure and told us Markham was with us, but he remained behind with Greig.

Cross-examined by Markham:—Saw you leave building after 11 o'clock Sunday night with gun; do not remember your remaining in same room with young Isenberg; Rose, Peterson and others were allowed to go along the beach to get coffee; did not see guard with you; saw you conferring with Greig; when you came up toward building you had no coat; am positive it was you; upon my first arrival you did not have any coat; do not know that Wilcox was with you; all of my energies were bent on you; I told Luckenille that you were a bad egg and needed watching; Luckenille was with me most of the time up till 12 o'clock Sunday night.

George Townsend:—Was at Kaula on Sunday, January 6th; was in Wilcox's command; my work was to distribute arms; saw Kahopu, Waiki, Fua and Kamali there; saw Markham there late Sunday afternoon; was brought in by natives, who said he was a spy; kept him under arrest; he had on a long overcoat which he kept on all the time I saw him; after the accidental discharge of a gun, Markham ran up to the native and showed him how to handle a gun so as not to endanger people's lives; only saw him do this once; saw Markham next morning before prisoners were freed.

Cross-examined by Ka-ne:—Markham had on a long dark coat; am sure of that; recollect Macdonald being there; prisoners were all guarded alike; had no orders to give prisoner a gun; had orders to keep him under guard; put prisoners all in back room.

Witness to Kamali:—Saw you at Kaula Sunday, January 6th; went out to clean guns; saw you carry gun and belt; did not see you use gun.

Witness to Kahopu:—Saw you at Kaula; think you went out of your own accord; do not remember who gave gun to you.

Limahouk:—Was at Kaula Sunday, January 6th; carried gun there; saw Maunaloa; was with me off and at Waikiki and in Manoa; did not see Mathews, John Pio or Kaulenale.

Sam Kauahele:—Was at Kaula on Sunday of outbreak; saw Mathews, Kahopu, Waiki, Kamali and Kaulenale at Rosa's house; all had guns and ammunition.

Court adjourned until 9:30 a. m. today.

LONDON, Feb. 11.—Miss Anna Boecker, the only woman saved from the steamer Elbe, had an audience with Queen Victoria and the Queen's eldest daughter, Empress Frederick of Germany, who is visiting at Osborne House, the royal residence on the Isle of Wight.

BY AUTHORITY.

PROCLAMATION.

EXECUTIVE BUILDING,

HONOLULU, H. I., January 7, 1895.

The right of WRIT OF HABEAS CORPUS is hereby suspended and MARTIAL LAW is instituted and established throughout the Island of Oahu, to continue until further notice, during which time, however, the Courts will continue in session and conduct ordinary business as usual, except as aforesaid.

By the President:

SANFORD B. DOLE,

President of the Republic of Hawaii.

J. A. KING,

Minister of the Interior.

NOTICE.

All persons are hereby notified that they are strictly forbidden to use fire crackers, Chinese bombs, or any fire works whatever within the limits of Honolulu.

E. G. HITCHCOCK,

Marshal Republic of Hawaii.

Honolulu, January 22d, 1895.

3899-tf

NOTICE.

Special Orders, No 26.

The Military Commission now in session in this city, convened by Special Orders No. 25, dated January 16, 1895, from these Headquarters will hold its sessions without regard to hours.

By order of the Commander-in-Chief,

JNO. H. SOPER,

Adjutant-General.

Adjutant-General's Office, Honolulu, January 19, 1895. 3897 tf

GENERAL HEADQUARTERS, REPUBLIC OF HAWAII, ADJUTANT GENERAL'S OFFICE,

HONOLULU, Island of Oahu, H. I., January 16, 1895.

SPECIAL ORDER No. 25.

ORDER FOR A MILITARY COMMISSION.

A Military Commission is hereby ordered to meet at Honolulu, Island of Oahu, on Thursday, the 17th day of January, A. D. 1895, at 10 o'clock A. M., and thereafter from day to day for the trial of such prisoners as may be brought before it on the charges and specifications to be presented by the Judge Advocate.

The Officers composing the Commission are:

1. Colonel William Austin Whiting, First Regiment, N. G. H.
2. Lieutenant-Colonel J. H. Fisher, First Regiment, N. G. H.
3. Captain C. W. Ziegler, Company F, N. G. H.
4. Captain J. M. Camara, Jr., Company C, N. G. H.
5. Captain J. W. Pratt, Adjutant, N. G. H.
6. Captain W. C. Wilder, Jr., Company D, N. G. H.
7. First Lieutenant J. W. Jones, Company D, N. G. H.

Captain William A. Kinney, Aide-de-Camp on General Staff, Judge Advocate.

By order of the Commander-in-Chief,

(Signed.) JNO. H. SOPER,

3898-tf Adjutant-General.

Sale of Lease of the Remnants of the Government Lands Lying Between Alaenui and Puhaoa, in the Districts of Kipahulu,

and Hana, Maui.

On Wednesday, January 16th, 1895, at 12 o'clock noon, at the front entrance of the Executive Building, will be sold at Public Auction, the lease of the remnants of the Government lands lying between Alaenui and Puhaoa in Kipahulu and Hana, Island of Maui, containing an area of 1500 acres, a little more or less.

Upset price \$150.00 per annum payable semi-annually in advance.

This lease is sold upon the condition that no cutting of timber or pasturing shall be allowed on the said remnants.

The Government reserves the right to take possession of such portions of the above lands as may be required from time to time for Agricultural purposes, allowing a reduction in the rental in accordance with the proportion of the land so taken.

J. A. KING,

Minister of the Interior.

Interior Office, Dec. 11, 1894.

The above sale is postponed to

February 13, 1895, at the same place and hour.

J. A. KING,

Minister of the Interior.

Interior Office, January 17, 1895.

HAWAIIAN

GAZETTE

COMPANY

GENERAL

PRINTERS

FOR SALE!

Coffee Plantation

On Hawaii. 25 acres planted.

TERMS MODERATE!

For full particulars, address

"W. W. HALL, Fort and King streets, Honolulu." 3921-2w

FOR SALE!

A Mitchell Wagon

—WITH—

STAKE, RACK AND BRAKE

—ALSO—

One Scotch Harrow!

TWO SECTIONS.

Both of the above are entirely new. Address "F." this office. 3919-tf

Assignee's Notice.

THE UNDERSIGNED HAVING been appointed Assignee in Bankruptcy of the Estate of C. L. Brito, of Honolulu, notice is hereby given to all creditors to have their approved claims presented to him within six months from date or they will be forever barred, and all persons owing said Estate are hereby demanded to make immediate payment to the undersigned at the office of M. W. McChesney & Sons, Honolulu.

F. W. MCCHESNEY,
Assignee of the Estate of C. L. Brito.
Honolulu, February 11, 1895.
3916-3t 1623-3w

Waikiki Beach Residence,



Situated in Kapiolani Park, next to residence of Jas. B. Castle; for rent, lease or sale; furnished or unfurnished.

For further particulars, apply to

JOHN NOTT,
Diamond block, King street.
3921-tf

For Sale.

A FINE HOUSE LOT, 100 FEET front by 150 feet deep, situated on Kinau street near Pensacola. Only a short distance from the tramcar line. It is a very desirable place for a residence. For further particulars apply to

J. ALFRED MAGOON,
Attorney at Law, near the Post Office.
3947-tf

To Let.

A VERY CONVENIENT new Cottage, with all modern improvements, on Kinau street, one block from the car line. Servant's Room, Barn and stable on premises. For particulars, apply to

N. S. SACHS,
520 Fort Street.
3913-tf

Guardian's Notice.

HAVING THIS DAY BEEN APPOINTED guardian of James Love, a spendthrift, notice is hereby given that I will not be responsible for any bills contracted by him or by any person in his behalf, unless authorized by me in writing. (Sig.) J. ALFRED MAGOON
Dated Honolulu, February 14, 1895.
3920-tf

Daily Pacific Commercial Advertiser;

Hawaiian Gazette;

Planters' Monthly.

TELEPHONES NO. 88.

No. 46 Merchant Street.